

EXHIBIT A

ATCC

16501 University Blvd • Manassas, VA 20110-2209 • Telephone: 703-365-2700 • FAX: 703-365-2745
**BUDAPEST TREATY ON THE INTERNATIONAL RECOGNITION OF
THE DEPOSIT OF MICROORGANISMS FOR THE PURPOSES OF PATENT PROCEDURE**

INTERNATIONAL FORM

**RECEIPT IN THE CASE OF AN ORIGINAL DEPOSIT ISSUED PURSUANT TO RULE 7.3
AND VIABILITY STATEMENT ISSUED PURSUANT TO RULE 10.3**

To: (Name and Address of Depositor or Attorney)

Schering-Plough
Lab for Immuno Research
Attn: Dr. Giorgio Trinchieri
27 Chemin des Peupliers
69370 Dardilly FRANCE

Deposited on Behalf of: Schering Corporation

Identification Reference by Depositor:

Patent Deposit Designation

Mouse Hybridoma: 120G8

PTA-4957

The deposit was accompanied by: a scientific description a proposed taxonomic description indicated above.

The deposit was received January 27, 2003 by this International Depository Authority and has been accepted.

AT YOUR REQUEST: X We will inform you of requests for the strain for 30 years.

The strain will be made available if a patent office signatory to the Budapest Treaty certifies one's right to receive, or if a U.S. Patent is issued citing the strain, and ATCC is instructed by the United States Patent & Trademark Office or the depositor to release said strain.

If the culture should die or be destroyed during the effective term of the deposit, it shall be your responsibility to replace it with living culture of the same.

The strain will be maintained for a period of at least 30 years from date of deposit, or five years after the most recent request for a sample, whichever is longer. The United States and many other countries are signatory to the Budapest Treaty.

The viability of the culture cited above was tested January 29, 2003. On that date, the culture was viable.

International Depository Authority: American Type Culture Collection, Manassas, VA 20110-2209 USA

Signature of person having authority to represent ATCC:

Marie Harris
Marie Harris, Patent Specialist, ATCC Patent Depository

Date: February 20, 2003

cc: Jaye McLaughlin

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EXHIBIT B - pg. 1Budapest Treaty Deposits**American Type Culture Collection**

10801 University Blvd., Manassas, VA 20110-2209
 Phone (703) 365-2700; fax (703) 365-2745; e-mail appfd-hcl@atcc.org



TO DEPOSIT OR TO CONVERT A DEPOSIT TO MEET THE REQUIREMENTS OF THE BUDAPEST TREATY ON THE INTERNATIONAL RECOGNITION OF THE DEPOSIT OF MICROORGANISMS FOR THE PURPOSES OF PATENT PROCEDURE

ALL QUESTIONS MUST BE COMPLETED IN ENGLISH. PLEASE USE ONE FORM FOR EACH STRAIN DEPOSITED.

1. Name of deposit. If microorganism, give complete scientific name including genus and species and source of material; if *virus*, give name, whether plant or animal, and source including geographic location; If cell line, give tissue and species, geographical source of isolation, and any known hazards associated (HTV, EBV, etc.); If genetic materials, give name of organism from which vector, clone or library is derived, source of the DNA insert identified by species (e.g. human, mouse) or scientific name, and give name of gene and identity of the host organism; If consortium or mixed culture, each component of the mixture must be identified; If seeds, embryos, insect eggs, etc., give common name, scientific name, and geographical source.
12068 hybridoma, against mouse plasmacytoid DC, rat (spleen, B cell): mouse (myeloma Sp3D)

2. Strain designation (i.e., number, symbols, etc.) **12068**

The strain designation must correspond with the vial label.

3. Is this an original deposit under the Budapest Treaty? **Yes**

4. Is this a request for a conversion of a deposit already at ATCC to meet the requirements of the Budapest Treaty? If so please indicate ATCC designation. **No**

5. Is this deposit a mixture of microorganisms or cells? **Yes, fusion of SR₃Q hybridoma and rat spleen B cells**

6. Provide details necessary to cultivate, test for viability, and store deposit. If mixture, provide description of components and a method to check presence. If plasmid, provide name of host and antibiotic resistance. **Growth properties: Suspension, lymphoblast; storage at -80°C minimum; test viability by trypan blue dye; propagation: DMEM/F12 medium with 2mM L-glutamine 80 µg/ml Gentamycin, 10% horse serum at 37°C**

7. Provide sufficient description so that ATCC may confirm deposit properties (e.g., Gram negative rod).

- a. If deposit is a cell culture, is it being cultured in the presence of antibiotics? If so, please list the antibiotics. **Gentamycin**

- b. If deposit is hybridoma, what is the isotype of antibody produced? **IgG1, Kappa Light Chain**

8. Is this strain hazardous to humans? **No** Animals? **No** Plants? **No**. If yes, what is the recommended biosafety level for working with this strain? _____ (Refer to Biosafety in Microbiological and Biomedical Laboratories, 4th ed. U.S. Dept. of Health and Human Services at www.cdc.gov/od/ohs/biosfty/bmbl4/bmbl4toc.htm).

9. Availability: Prior to the issuance of a U.S. Patent, ATCC will only make a culture available as instructed by the depositor or relevant patent office. Samples must be provided to a specific investigator if a pertinent patent office under the Budapest Treaty instructs ATCC to do so. The following questions must be answered:

- a) As of date of deposit or conversion to meet the requirements of the Budapest Treaty, do you wish the deposit to be made available to anyone who requests a culture? If yes there are no restrictions on distribution. Answering no will ensure the deposit is not available until the patent has issued. Yes **Yes** No **X**

- b) As of date of deposit or conversion to meet the requirements of the Budapest Treaty, do you wish the deposit to be made available to requestors which satisfy patent offices in countries not signatory to the Budapest Treaty? Yes **Yes** No **X**
 If yes state which countries. _____

Please note that if you are converting your deposit to meet the requirements of the Budapest Treaty and your deposit has already been released for distribution due to the issuance of a U.S. patent, you cannot restrict it from further distribution.